

**UNITED STATES DISTRICT COURT OF THE VIRGIN ISLANDS  
BANKRUPTCY DIVISION**

**COMPLAINT**

**FOR CIVIL RACKETEERING, CIVIL VIOLATIONS OF THE CRIMINALLY  
INFLUENCED AND CORRUPT ORGANIZATIONS ACT, FOR DEPRIVATION OF  
CIVIL RIGHTS UNDER THE COLOR OF LAW AND FOR OTHER RELIEF**

**EXHIBIT 2**

**PL BENTA'S SEPTEMBER 3, 2011, POLICE REPORT OF THE JULY 29<sup>TH</sup> EVENTS**

1. OFFENSE/INCIDENT Police Assistance		2. ZONE C		3. DR# 11 A-09012		
		R/A W-1		4. ARREST #		
		P/S 2		5. UCR #		
6. COMPLAINANT'S NAME - FIRM OR BUS. PROSSER, Jeffery			7. HOME ADDRESS #5 & 10 Shoys			
			8. HOME PHONE 561-346-6328			
9. SEX M		10. D.O.B. 09/19/56		11. RACE WHIT		
12. POB Nebraska		13. SSN		14. OCCUPATION Self Employed		
15. BUS. ADDRESS OR SCHOOL ATTENDING BUSINESS OWNER			16. BUS/SCH PHONE N/A		17. LOCATION OF INCIDENT (Address) #5 & 10 Shoys	
18. TIME OF OCCURRENCE 9:30 AM		M D Y DAY OF WEEK 07 29 11 Friday		19. TIME REPORTED 3:04 PM		
M D Y DAY OF WEEK 09 03 11 Saturday		20. BY WHOM BENTA, Oakland		21. ADDRESS OF REPORTING PERSON #5 & 10 Shoys		
22. PHONE # 340-642-7766		23. DESCRIPTION N/A		24. MENTAL CONDITION		
25. PHYSICAL CONDITION		26. SCARS, MARKS, DEFORMITIES		27. GLASSES (Describe)		
28. LAST SEEN WHERE		29. IN COMPANY OF		30. PROBABLE DESTINATION		
31. CAUSE OF ABSENCE		32. Vehicle DESCRIBE <input type="checkbox"/> YES <input type="checkbox"/> NO		33. MISSING PREVIOUSLY <input type="checkbox"/> YES <input type="checkbox"/> NO		
34. IF YES, DATE/WHERE LOCATED		35. DESCRIPTION OF ANIMAL		36. IF ANIMAL BITE, GIVE INOCULATION NO.		
37. LICENSE NO.		38. DISPOSITION		39. OWNER		
40. RESIDENCE ADDRESS		41. RESIDENCE PHONE		42. BUSINESS PHONE		
43. <input type="checkbox"/> INJURY <input type="checkbox"/> DEATH <input type="checkbox"/> DAMAGE		44. NATURE OF INJURY AND LOCATION ON BODY		45. TRANSPORTED TO		
46. TRANSPORTED BY		47. <input type="checkbox"/> RELEASED		48. PROBABLE CAUSE OF INJURY OR DEATH		
49. PHYSICIAN		STATUS OF VEHICLE: USE APPLICABLE ITEMS IN THIS SECTION FOR ALL "AUTO THEFT" OR "VEHICLE REPORTS" OR OTHER TRANSPORTATION --		<input type="checkbox"/> MOTORCYCLES <input type="checkbox"/> AUTO <input type="checkbox"/> TRUCK <input type="checkbox"/> BUS <input type="checkbox"/> BOAT <input type="checkbox"/> Other...		
50. <input type="checkbox"/> STOLEN <input type="checkbox"/> RECOVERED <input type="checkbox"/> ABANDONED <input type="checkbox"/> IMPOUNDED <input type="checkbox"/> CONFISCATED		51. POINT OF ENTRY: <input type="checkbox"/> LOCKED DOOR <input type="checkbox"/> UNLOCKED DOOR <input type="checkbox"/> WINDOW <input type="checkbox"/> VENT <input type="checkbox"/> TRUNK <input type="checkbox"/> HOOD		52. METHOD OF THEFT (Crossed wires, finfol, etc.)		
53. KEYS IN IGNITION <input type="checkbox"/> YES <input type="checkbox"/> NO		54. DESCRIBE EVIDENCE OF STRIPPING, TAMPERING, DAMAGE TO AUTO		55. COLOR		
56. YR/MAKE/MODEL/TYPE		57. VIN		58. YR/STATE/LIC. PLATE NO./STICKER NO.		
59. VALUE		60. TOWED BY/WHERE		61. Time/Late Recovered/location		
62. IN COMPANY		63. TYPE OF PROPERTY DAMAGE		64. VALUE OF PROPERTY DAMAGE/LOSS		
65. Narcotics Type		66. Quantity		67. Fld. Test By		
68. TYPE PREMISE WHERE OFFENSE OCCURRED						
A. Residence #5 & 10 Shoys						
B. Non-Residence						
69. POINT OF ENTRY <input type="checkbox"/> Adjacent Premise <input type="checkbox"/> Window <input type="checkbox"/> Door - Sliding Glass <input type="checkbox"/> Roof <input type="checkbox"/> Garage <input type="checkbox"/> Hallway <input type="checkbox"/> Patio <input type="checkbox"/> Unknown <input type="checkbox"/> Other...		72. PROTECTIVE DEVICE <input type="checkbox"/> Dog <input type="checkbox"/> Alarm <input type="checkbox"/> Professional Security Patrol <input type="checkbox"/> Normal Locking Devices <input type="checkbox"/> Lighting Device <input type="checkbox"/> T.V. Camera <input type="checkbox"/> None <input checked="" type="checkbox"/> Other... N/A		74. TOOL <input type="checkbox"/> Pry Bar / Crowbar <input type="checkbox"/> Screwdriver <input type="checkbox"/> Knife / Cutting Instrument <input type="checkbox"/> Hammer / Mallet Device <input type="checkbox"/> Bolt Cutter <input type="checkbox"/> Key <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Other... N/A		
70. LOCATION OF ENTRY N S E W Unk North		73. PROPERTY TYPE <input type="checkbox"/> Currency <input type="checkbox"/> Jewelry <input type="checkbox"/> Clothing <input type="checkbox"/> Office Equipment <input type="checkbox"/> Television, Radios, Cameras, Etc. <input type="checkbox"/> Firearms <input type="checkbox"/> Household Goods <input checked="" type="checkbox"/> Other... N/A		75. EVIDENCE <input type="checkbox"/> Left Note <input type="checkbox"/> Bloodstains <input type="checkbox"/> Toolmarks <input type="checkbox"/> Fingerprints <input type="checkbox"/> Footprints <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Other... N/A		
71. LOCATION OF EXIT N S E W Unk North		76. METHOD USED <input type="checkbox"/> Break Window / Door Glass <input type="checkbox"/> Jimmy Door / Window <input type="checkbox"/> Burned <input type="checkbox"/> Punched <input type="checkbox"/> Removed <input type="checkbox"/> Cutting / Stabbing <input type="checkbox"/> Strong Arm <input type="checkbox"/> Striking / biting <input type="checkbox"/> Verbal Threat <input type="checkbox"/> Shooting <input checked="" type="checkbox"/> Other... N/A		77. WEAPON <input type="checkbox"/> Hands / Feet <input type="checkbox"/> Pocket Knife <input type="checkbox"/> Machete <input type="checkbox"/> Handgun <input type="checkbox"/> Shotgun <input type="checkbox"/> Rifle <input type="checkbox"/> Rock <input type="checkbox"/> Bottle <input checked="" type="checkbox"/> Other... N/A		
78. GUN FEATURES <input type="checkbox"/> 01. Automatic <input type="checkbox"/> 02. Revolver <input type="checkbox"/> 03. Double Barrel <input type="checkbox"/> 04. Single Barrel <input type="checkbox"/> 05. Long Barrel <input type="checkbox"/> 06. Short Barrel <input type="checkbox"/> 07. Sawed Barrel <input type="checkbox"/> 08. Bolt Action <input type="checkbox"/> 09. Altered Grip <input type="checkbox"/> 10. Chrome Grip <input type="checkbox"/> 11. Blue <input type="checkbox"/> 12. Small Caliber <input type="checkbox"/> 13. Large Caliber <input checked="" type="checkbox"/> Other...		79. DOCUMENT N/A		80. REPORTING OFFICER NAME & BADGE NO. Det. Melisso Fraser 124		
81. SECOND OFFICER NAME & BADGE NO. Det. Joshua Williams 737		82. VISITOR(S) INVOLVED AS: <input type="checkbox"/> VICTIM <input type="checkbox"/> PERPETRATOR <input type="checkbox"/> WITNESS N/A		83. APPROVING OFFICER PRINT & SIGNATURE Det. [Signature] 124		
84. REPORTING OFFICER RECOMMENDS FOLLOW-UP <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		85. REVIEWER'S SIGNATURE & TITLE Det. [Signature]		86. REVIEWER'S SIGNATURE & TITLE		

86. DESCRIPTION OF THE SUSPECT(S)

Desc Exhibit 2 Police Report Page 3 of 4

(1) N/A

Name, Address, Phone No.

(2)

Name, Address, Phone No.

(3)

Name, Address, Phone No.

(4)

Name, Address, Phone No.

87. SEX

- ☐ ☐ ☐ ☐ 01. Male  
☐ ☐ ☐ ☐ 02. Female  
☐ ☐ ☐ ☐ 01. White  
☐ ☐ ☐ ☐ 02. Black  
☐ ☐ ☐ ☐ 03. Indian  
☐ ☐ ☐ ☐ 04. Oriental  
☐ ☐ ☐ ☐ 05. Hispanic  
☐ ☐ ☐ ☐ 06. Unknown  
☐ ☐ ☐ ☐ 07. Other

89. AGE

- ☐ ☐ ☐ ☐ 01. Under 18  
☐ ☐ ☐ ☐ 02. 18-25  
☐ ☐ ☐ ☐ 03. 26-35  
☐ ☐ ☐ ☐ 04. 36-50  
☐ ☐ ☐ ☐ 05. Over 50

90. BUILD

- ☐ ☐ ☐ ☐ 01. Short  
☐ ☐ ☐ ☐ 02. Medium  
☐ ☐ ☐ ☐ 03. Muscular  
☐ ☐ ☐ ☐ 04. Large  
☐ ☐ ☐ ☐ 05. Slim

91. CLOTHING

- ☐ ☐ ☐ ☐ 01. Hat  
☐ ☐ ☐ ☐ 02. Coat  
☐ ☐ ☐ ☐ 03. Shirt, Blouse  
☐ ☐ ☐ ☐ 04. Trousers, Skirt  
☐ ☐ ☐ ☐ 05. Shoes

92. HEIGHT

- ☐ ☐ ☐ ☐ 01. Over 6'3"  
☐ ☐ ☐ ☐ 02. 6'0" - 6'3"  
☐ ☐ ☐ ☐ 03. 5'9" - 6'0"  
☐ ☐ ☐ ☐ 04. 5'6" - 5'9"  
☐ ☐ ☐ ☐ 05. 5'3" - 5'6"  
☐ ☐ ☐ ☐ 06. 5'0" - 5'3"  
☐ ☐ ☐ ☐ 07. Under 5'0"

93. EYES (Color)

- ☐ ☐ ☐ ☐ 01. Black  
☐ ☐ ☐ ☐ 02. Blue  
☐ ☐ ☐ ☐ 03. Brown

94. FACIAL HAIR

- ☐ ☐ ☐ ☐ 01. Mustache  
☐ ☐ ☐ ☐ 02. Beard  
☐ ☐ ☐ ☐ 03. Sideburns  
☐ ☐ ☐ ☐ 04. Heavy Eyebrows  
☐ ☐ ☐ ☐ 05. Clean Shaven

95. HAIR

- ☐ ☐ ☐ ☐ 01. Bald Head  
☐ ☐ ☐ ☐ 02. Black  
☐ ☐ ☐ ☐ 03. Blonde or Strawberry  
☐ ☐ ☐ ☐ 04. Brown  
☐ ☐ ☐ ☐ 05. Gray or Partial Gray  
☐ ☐ ☐ ☐ 06. Red or Auburn  
☐ ☐ ☐ ☐ 07. Sandy  
☐ ☐ ☐ ☐ 08. White  
☐ ☐ ☐ ☐ 09. Locks  
☐ ☐ ☐ ☐ 10. Unknown

96. HAIR STYLE

- ☐ ☐ ☐ ☐ 01. Afro  
☐ ☐ ☐ ☐ 02. Long, Straight  
☐ ☐ ☐ ☐ 03. Long, Curly  
☐ ☐ ☐ ☐ 04. Short, Straight  
☐ ☐ ☐ ☐ 05. Short, Curly  
☐ ☐ ☐ ☐ 06. Receding  
☐ ☐ ☐ ☐ 07. Toupée  
☐ ☐ ☐ ☐ 08. Wig  
☐ ☐ ☐ ☐ 09. Bald, w/Fringe  
☐ ☐ ☐ ☐ 10. Locks

97. VOCAL IDENTITY

- ☐ ☐ ☐ ☐ 01. Foreign  
☐ ☐ ☐ ☐ 02. Southern  
☐ ☐ ☐ ☐ 03. Fast clipped  
☐ ☐ ☐ ☐ 04. West Indian  
☐ ☐ ☐ ☐ 05. Slurred  
☐ ☐ ☐ ☐ 06. Stutters  
☐ ☐ ☐ ☐ 07. Deep Pitch  
☐ ☐ ☐ ☐ 08. High Pitch

98. SUSPECT BEHAVIOR

- ☐ ☐ ☐ ☐ 01. Threat of Bodily Harm  
☐ ☐ ☐ ☐ 02. Threat of Property Loss  
☐ ☐ ☐ ☐ 03. Tied or Locked up Victim  
☐ ☐ ☐ ☐ 04. Did Considerable Talking  
☐ ☐ ☐ ☐ 05. Did Little or No Talking  
☐ ☐ ☐ ☐ 06. Acted Nervous or Excited  
☐ ☐ ☐ ☐ 07. Acted Calm or Deliberate  
☐ ☐ ☐ ☐ 08. Disguised or Masked  
☐ ☐ ☐ ☐ 09. Used Lubricant  
☐ ☐ ☐ ☐ 10. Malicious Destruction  
☐ ☐ ☐ ☐ 11. Used Tools Found at Scene  
☐ ☐ ☐ ☐ 12. Ate/Drank on Premises  
☐ ☐ ☐ ☐ 13. Defecated  
☐ ☐ ☐ ☐ 14. Perspired  
☐ ☐ ☐ ☐ 15. Unusual Odor  
☐ ☐ ☐ ☐ 16. Other

99. MODUS OPERANDI OF SUSPECT

- ☐ ☐ ☐ ☐ 01. Bound Comp/Victim  
☐ ☐ ☐ ☐ 02. Used Knife  
☐ ☐ ☐ ☐ 03. Prostitution Involved  
☐ ☐ ☐ ☐ 04. Used Lockout  
☐ ☐ ☐ ☐ 05. Apologetic  
☐ ☐ ☐ ☐ 06. Made Gestures  
☐ ☐ ☐ ☐ 07. Sex Acts Involved  
☐ ☐ ☐ ☐ 08. Used Stolen Vehicle  
☐ ☐ ☐ ☐ 09. Shots Fired  
☐ ☐ ☐ ☐ 10. Used Comp/Victim Name  
☐ ☐ ☐ ☐ 11. Used Other Familiar Name  
☐ ☐ ☐ ☐ 12. Other

100. SOLVABILITY FACTORS

Yes No Unk

- ☐ ☐ ☐ 01. Can suspect vehicle be identified?  
☐ ☐ ☐ 02. Is stolen property traceable?  
☐ ☐ ☐ 03. Was physical evidence collected?  
☐ ☐ ☐ 04. Is specific MO present?  
☐ ☐ ☐ 05. Is victim willing to prosecute?  
☐ ☐ ☐ 06. Was an arrest made?  
☐ ☐ ☐ 07. Can suspect be named?  
☐ ☐ ☐ 08. Can suspect be identified?  
☐ ☐ ☐ 09. Can suspect be described?  
☐ ☐ ☐ 10. Can suspect be located?  
☐ ☐ ☐ 11. Is suspect related to victim?  
☐ ☐ ☐ 12. Was there a witness?

101. RECOMMENDED ACTION -  
UNDER SOLVABILITY FACTORS

Follow Up By:

- ☐ ☐ ☐ 01. Investigation  
☐ ☐ ☐ 02. Juvenile  
☐ ☐ ☐ 03. I.A.U.  
☐ ☐ ☐ 04. I.I.U.  
☐ ☐ ☐ 05. Traffic  
☐ ☐ ☐ 06. Patrol

Outside Agency

- ☐ ☐ ☐ 07. F.B.I.  
☐ ☐ ☐ 08. Postal Inspector  
☐ ☐ ☐ 09. Mental Health  
☐ ☐ ☐ 10. Coast Guard  
☐ ☐ ☐ 11. Narcotics  
☐ ☐ ☐ 12. Social Welfare  
☐ ☐ ☐ 13. Other

102. CASE STATUS

- ☐ ☐ ☐ 01. Unfounded  
☐ ☐ ☐ 02. Closed/Arrest  
☐ ☐ ☐ 03. Exception/Cleared  
☐ ☐ ☐ 04. Suspended  
☐ ☐ ☐ 05. Open  
☐ ☐ ☐ 06. Closed

103. DISPATCH TIME 15:06

ARRIVAL TIME 16:01

DEPARTURE TIME 16:43

104. CODE: V - Victim O - Owner P - Parent/Guardian R - Reporting Person CP - Child Present W - Witness

NAME(S)	CODE	RESIDENCE ADDRESS	RES. PHONE	EMPL/SCH/PHONE
Benta, Oakland	R			340-642-7766

105. NARRATIVE:

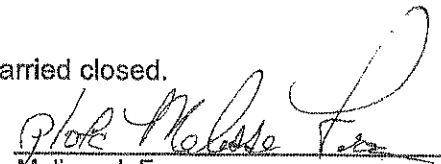
On today's date, September 3, 2011, my partner Police Officer J. Williams and I were dispatched at approximately 1506 hrs to a Police Assistance incident at #5 & 10 Shoys.

Upon our arrival at approximately 1601, contact was made with Mr. Oakland Benta who informed us that he was the one responsible for the property at #5 & 10 Shoys Christiansted owned by Mr. Jeffery Prosser. Mr. Benta stated that on July 29, 2011, inspectors from the Christie Group came by court order to inspect and transport the wine that was kept on said property at approximately 0930 hrs. Mr. Benta stated that the chilled room where the wine was kept was locked and secured until he unlocked it for the inspectors. Mr. Benta stated that he opened the room for the inspectors to "do what they had to" and he stepped outside. Mr. Benta stated that about fifteen (15) minutes after the inspectors finished, he stepped into the wine room and he immediately felt a temperature change. Mr. Benta further stated that he made a check of the room and noticed that the plug for the air conditioner was unplugged. Mr. Benta concluded saying that he immediately plugged back in the air conditioner and secured the room once again.

Mr. Benta stated that he would provide the names of the inspectors so that a supplement report can be written. I advised Mr. Benta that this was a civil matter and that it would have to be dealt with in civil court.

911 Emergency Call Center was notified of our findings.

Based on the above statement and observations, I request this case be carried closed.

  
Malissa J. Fraser